Supreme Court of the United States Office of the Clerk Washington, DC 20543-0001

December 5, 2005

William K. Suter Clerk of the Court (202) 479-3011

Clerk United States Court of Appeals for the Third Circuit 601 Market Street, Room 21400 Philadelphia, PA 19106

> Re: Tyrone Smith v. United States No. 05-7462

(Your No. 03-4650)

01-CR-00336-01 MH

Dear Clerk:

The Court today entered the following order in the above-entitled case:

The petition for a writ of certiorari is denied.

Sincerely,

William K. Suter, Clerk

William K. Suter